

S/039/001

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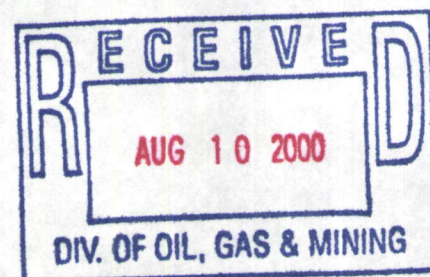
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OF COUNSEL:
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August 10, 2000

State of Utah, Department of Natural Resources
Division of Oil, Gas and Mining
ATTN: Joelle
1594 West North Temple
P.O. Box 145801
Salt Lake City, Utah 84114-5801

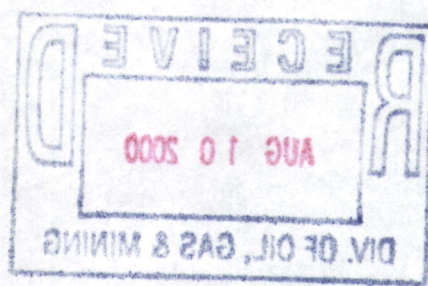


Re: Amended Notice of Intention to Commence Small Mining Operations
DOGM File No. S/039/001

Dear Joelle:

Attached are two duplicate original copies of an Amended Notice of Intention to Commence Small Mining Operations submitted by Peak Minerals - Azomite, Inc., which amends its earlier Notice which is under file number S/039/001. The original Notice included an area on a patented mining claim located in Section 4 of Township 17 South, Range 1 West. The amendment includes an additional area located on State Lease ML-47663 and ML-47662 in Section 32 of Township 16 South, Range 1 West. The additional area at present will include a site of only approximately one-half acre in size. This area lies well within the two mile radius of the outermost boundary of the original site, and therefore, pursuant to the "Policy for Related or Neighboring Sites" that clarifies R647-1-106, this additional site may be added to the original Notice by way of amendment and thereby be included under the same Notice.

Peak Minerals will mine on the new area essentially in the same manner as the current mining on the original area and will access the new area by way of existing access roads. Therefore, any new disturbance will essentially be kept to the one-half acre area to be mined. This area is marked as closely as possible by the indication on the attached map.



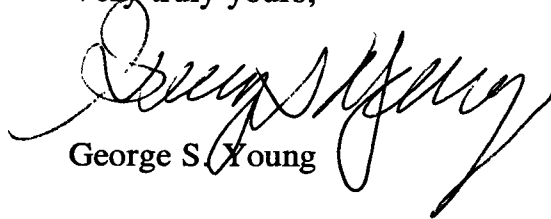
State of Utah, Department of Natural Resources
Division of Oil, Gas and Mining
August 10, 2000
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Also attached for your handling is a check for the \$100 filing fee as well as a \$20 check to reimburse for copies previously made.

If you have any questions, please contact me at your earliest convenience. By way of a copy of this letter, we are also notifying the School and Institutional Trust Lands Administration of our Amended Notice of Intention and are including a copy of the attachments for their review and processing. I will be in touch with them directly to obtain their comments and approval on the attached and will contact you in the near future to respond to any comments or questions that you may have and to discuss issues of timing and when mining operations may begin on the additional site.

Thank you for your attention to this matter.

Very truly yours,



George S. Young

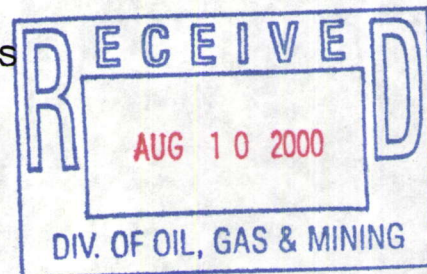
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Enclosures
cc: School and Institutional Trust
Lands Administration (w/enc)
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Form MR-SMO
(Revised 5/11/2000)

This Section for DOGM Use:

Assigned DOGM File No.: S 10391001DOGM Lead: LMK

STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING
1594 West North Temple Suite 1210
Box 145801
Salt Lake City, Utah 84114-5801
(801) 538-5291
Fax: (801) 359-3940

**AMENDED****NOTICE OF INTENTION TO COMMENCE SMALL MINING OPERATIONS**

The informational requirements of this form are based on provisions of the Mined Land Reclamation Act, Title 40-8, Utah Code Annotated 1987, and the General Rules as promulgated under the Utah Minerals Regulatory Program.

"Small Mining Operations" means mining operations which disturb five or less surface acres at any given time.

I. GENERAL INFORMATION (Rule R647-3-104)

1. Name of Mine: Trace Mine #1
2. Name of Operator/Applicant: Peak Minerals - Azomite, Inc.
Company () Corporation (x) Partnership () Individual ()
3. Permanent Address: 607 S. Highway 165, Suite #8
City: Branson State: MO Zip Code: 65616
Telephone Number: (417) 334-8850 Fax: (417) 334-8825
4. Ownership of Land Surface:

Private (Fee) ☒ Public Domain (BLM) ☐ National Forest (USFS) ☐
State Trust Land/School Sections ☒ State Sovereign Lands ☐
Other (please describe): _____

Name Azone Utah Mining Company Address P.O. Box 881176, San Francisco, CA 94188
Name _____ Address _____
Name _____ Address _____
Name _____ Address _____

Superseded

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5. Ownership of Minerals:Private (Fee) ☒ Public Domain (BLM) ☐ National Forest (USFS) ☐State Trust Land/School Sections ☒ State Sovereign Lands ☐

Other (please describe): _____

Name Azone Utah Mining Company Address P.O. Box 881176, San Francisco, CA 94188

Name _____ Address _____

Name _____ Address _____

Name _____ Address _____

Utah Mining Claim Number(s): Patented claim Aumco No. 1; Unpatented Mining Claims Aumco No. 6, BLM Serial No. UMC 161799 and Aumco No. 27, BLM Serial No. UMC 161809Utah State Lease Number(s): ML 47662 and ML 47663Name of Lessee(s) W. Wesley Emerson original lessee; Peak Minerals - Azomite, Inc. lessee by assignment6. Have the above surface and mineral owners been notified in writing?
Yes XX No _____

If no, why not? _____

Please be advised that if State Trust Lands are involved, notification to the Division of Oil, Gas and Mining alone does not satisfy the notification requirements of Mineral Leases upon State Trust Lands. Exploration or mining activity on State Trust Lands requires a minimum of 60 days notice to the Trust Lands Administration prior to commencing any activities. Please contact the School Institutional Trust Lands Administration (SITLA) at (801) 538-5508 for notification requirements.

7. Does the operator have legal right to enter and conduct mining operations on the land covered by this notice? Yes XX No _____II. PROJECT LOCATION & MAP (Rule R647-3-105)

1. Project Location (legal description):

Sanpete and Juab

County(ies): _____

SW	1/4, of	NW	1/4, of	1/4: Section: <u>4</u>	Township: <u>17S</u>	Range: <u>1W</u>
SW	1/4, of	NW	1/4, of	1/4: Section: <u>32</u>	Township: <u>16S</u>	Range: <u>1W</u>
	1/4, of		1/4, of	1/4: Section: _____	Township: _____	Range: _____

UTM East _____ (if known) UTM North _____ (If known)

Name of Quad Map for Location _____

2. A topographic base map showing the location of the proposed small mining operation must be submitted with this notice. A USGS 7.5 minute series map is preferred. The areas to be disturbed should be plotted in sufficient detail so that they can be located on the ground. It is recommended that the operator also photo document, plot and label any pre-existing disturbances in the immediate vicinity that he is not responsible for.

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3. The proposed (5 acre or less) disturbed area boundary (including access/haul roads) must be marked in the field ON THE GROUND with metal T-Posts (or with some other marker of equal effectiveness). Markers must be appropriately spaced so that the next marker in either direction is clearly visible with the naked eye.

III. OPERATION PLAN (Rule R647-3-106)

1. Type of mining: Surface ☒ Underground ☐
2. Mineral(s) to be mined: Metalliferous minerals, including trace metals, and volcanic pyroclastic material
3. Will any water, liquid chemicals, reagents, or other solutions be used, produced or discharged as part of the mining or milling process?
Yes ☐ No ☒ If yes, please describe (add extra pages if needed) _____

4. Provide a brief description of the proposed mining operation and onsite processing facilities (add extra pages if necessary). Removal of outcropping and near-surface material with front end loader, loading into trucks and hauling offsite; stockpiling on patented Aumco No. 1 claim; no further processing will be done on any of the sides at this time. Access will be by existing access roads.

5. ☐ New Road(s): Length 0 (ft) Width 0 (ft)
6. ☐ Improved Road(s): Length 0 (ft) Width 0 (ft)
7. Total project surface acreage to be disturbed: Less than 5 acres (acres)
8. Proposed startup date of project (month, year) August, 2000
9. Proposed completion date of project, if known (month, year) ongoing

IV. OPERATION AND RECLAMATION PRACTICES (Rule R647-3-107, 108 & 109)

The reclamation and operation obligation is to keep the area clean and safe, minimize hazards to public safety, return the land to a useful condition, and reestablish at least 70 percent of the premining vegetative ground cover. To accomplish this, the operator will need to perform reclamation concurrently, or at the completion (within one (1) year) of mining:

1. *Keep the mining operation in a safe, clean, and environmentally stable condition.*
2. *Permanently seal all shafts and tunnels to prevent unauthorized or accidental entry.*
3. *Plug drill holes with a five foot cement surface plug. Holes that encounter fluids are to be plugged in the subsurface to prevent aquifer contamination.*
4. *Construct berms, fences, or barriers, when needed, above highwalls and excavations.*
5. *Remove, isolate, or neutralize all toxic materials in a manner compatible with federal and state regulations.*

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6. Remove all waste or debris from stream channels.
7. Dispose of any trash, scrap metal, wood, machinery, and buildings.
8. Conduct mining activities so as to minimize erosion and control sediment.
9. Reclaim all roads that are not part of a permanent transportation system.
10. Stockpile topsoil and suitable overburden prior to mining.
11. Stabilize highwalls by backfilling or rounding to 45 degrees or less, where feasible; reshape the land to near its original contour, and redistribute the topsoil and suitable overburden.
12. Properly prepare seedbed to a depth of six inches by ripping, discing, or harrowing.
13. Reseed disturbed areas with adaptable species. (The Division recommends seeding 20 lbs./acre of native and introduced species of grass, forb, and browse seed, and will provide a specific species list if requested.)
14. Plant the seed with a rangeland or farm drill, or if broadcast seeded, harrow or rake the seed 1/4-1/2 inch into the soil - fall is the preferred time to seed.

V. VARIANCE REQUEST (Rule R647-3-110)Yes ☐ No ☒

Any planned deviations from Rules R647-3-107, Operation Practices, R647-3-108, Hole Plugging Requirements, or R647-3-109, Reclamation Practices, as summarized above, should be identified below and justification given for the variance request(s).

<u>Item Number</u>	<u>Variance Request Justification</u>
_____	_____
_____	_____
_____	_____

VI. PERMIT FEE [Mined Land Reclamation Act 40-8-7(l)]

The Utah Mined Land Reclamation Act of 1975 [40-8-7 (l)] provides the authority for the assessment of permitting fees. Commencing with the 1998 fiscal year (July 1 - June 30), permit fees are assessed to new and existing notices of intention and annually thereafter.

Small Mining Notices require a \$100.00 fee which must accompany this application.

VII. SIGNATURE REQUIREMENT

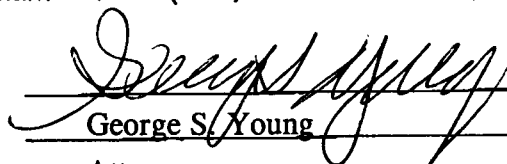
I hereby commit to conduct mining operations and to reclaim the aforementioned small mine as required by the Utah Mined Land Reclamation Act (40-8) and the rules as specified by the Board of Oil, Gas and Mining.

Signature of Operator/Applicant: _____

Name (typed or printed): _____

Title/Position (if applicable): _____

Date: _____


George S. Young
Attorney
August 3, 2000

